

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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HAMIDUR RAHMAN, on behalf of himself,
FLSA Collective Plaintiffs, and the Class,

Plaintiffs,

v.

LIMANI 51, LLC,
d/b/a LIMANI,
ESTIATORIO LIMANI LLC
d/b/a LIMANI,
and CHRISTOS SPYROPOULOS

Defendants.

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KIMBA M. WOOD, United States District Judge:

The Court seeks further briefing in connection with Defendant's motion to dismiss. (ECF No. 46.) The parties should address three issues. First, whether Plaintiff's Notice and Acknowledgment of Pay Rate and Payday was "integral" to the Second Amended Complaint. (Opp'n. Ex. A, ECF No. 50.) Second, if it was, if Defendants violated FLSA by providing an inaccurate Notice and Acknowledgement of Pay Rate and Payday. Third, if the Department of Labor's interpretation of "Furnished" should be afforded deference pursuant to *Chevron*. 29 C.F.R. § 531.30.

SO ORDERED.

Dated: New York, New York
April 1, 2022

USDC SDNY
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20-CV-6708 (KMW)

ORDER

/s/ Kimba M. Wood

KIMBA M. WOOD
United States District Judge